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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.1065 OF 2007

Mumbai Labour Union ... Petitioner

Vs.

Navinon Ltd. & Ors. ... Respondents

Mr. Y.S. Jahagirdar, Sr. Advocate i/b K.P. Anilkumar for the Petitioner.

None for the Respondents.

CORAM : SWATANTER KUMAR, C.J. &
SMT. RANJANA DESAI, J.

DATED : JULY 04, 2007.

P.C.:-

We have heard the learned senior counsel appearing for the Petitioner. It cannot be disputed that in terms of the provisions of the Sick Industrial Companies (Special Provisions) Act, 1985, the Appellate Authority has no jurisdiction to condone the delay beyond sixty days. There being clear legislative intent divesting the Appellate Authority to condone the delay beyond the prescribed period of limitation, no error can be found in the order under

challenge in the present Writ Petition where the Appellate Authority has declined to condone the delay of beyond 60 days. We find no merit in the Petition. The Petition is dismissed.

[CHIEF JUSTICE]

[SMT. RANJANA DESAI, J.]